

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

THOMAS PUCKEY,

Plaintiff,

3:14-CV-1582
(GTS/DEP)

v.

COMMISSIONER OF SOCIAL SECURITY,

Defendant.

APPEARANCES:

OF COUNSEL:

THOMAS PUCKEY

Plaintiff, *Pro Se*

235 L. Harry L. Drive, Apt. 201

P.O. Box 1301

Binghamton, New York 13902

SOCIAL SECURITY ADMINISTRATION

JOSHUA L. KERSHNER, ESQ.

OFFICE OF REG'L GEN. COUNSEL—REGION II

Counsel for Defendant

26 Federal Plaza, Room 3904

New York, New York 10278

GLENN T. SUDDABY, United States District Judge

DECISION and ORDER

The above matter comes to this Court following a Report-Recommendation by United States Magistrate Judge David E. Peebles, filed on July 28, 2015, recommending that the Commissioner's motion to dismiss be granted, and that Plaintiff's Complaint be dismissed. (Dkt. No. 15.) Objections to the Report-Recommendation have not been filed, and the time period in which to do so has expired. (*See generally* Docket Sheet.) After carefully reviewing all of the papers in this action, including Magistrate Judge Peeble's thorough Report-Recommendation, the Court can find no clear error in the Report-Recommendation. As a result,

the Report-Recommendation is accepted and adopted in its entirety, the Commissioner's motion to dismiss is granted, and Plaintiff's Complaint is dismissed.

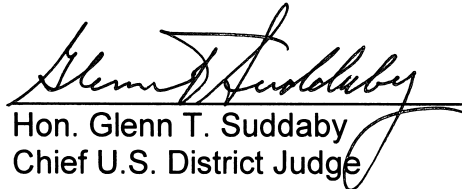
ACCORDINGLY, it is

ORDERED that Magistrate Judge Peebles' Report-Recommendation (Dkt. No. 15) is **ACCEPTED** and **ADOPTED** in its entirety; and it is further

ORDERED that the Commissioner's motion to dismiss is **AFFIRMED**; and it is further

ORDERED that Plaintiff's Complaint (Dkt. No. 1) is **DISMISSED**.

Dated: September 11, 2015
Syracuse, New York


Hon. Glenn T. Suddaby
Chief U.S. District Judge